

The Public Agenda Session of the Board of Public Works was convened at 10:30 a.m. on January 19, 2006 by Board President Gary A. Gilot, with Mr. Carl P. Littrell. Mr. Donald E. Inks was absent. Also present was Board Attorney Thomas Bodnar. Board of Public Works Clerk Angela Jacob presented the Board with a proposed agenda of items presented by the public and by City Staff.

ITEM REMOVED FROM AGENDA

- Encroachment

Mr. Littrell stated the encroachment does not need to be approved by the Board of Works.

OPENING OF BIDS – PARKING GARAGE – PROJECT NO. 105-076 (COIT/BOND ISSUE)

This was the date set for opening of sealed bids for the above referred to project. The Clerk tendered proof of publication of Notice in the South Bend Tribune and the Tri-County News, which were found to be sufficient.

KASER-SPRAKER CONSTRUCTION, INC.

25487 West State Road No.2
South Bend, Indiana 46619

Bid was signed by: Mr. Daniel Kaser
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was not included in bid
**It was noted the above form was submitted to the Clerk of the Board after the Board adjourned
Five percent (5%) Bid Bond was submitted

BID: Base Bid - \$801,375.00

Alternate 1 – Woodward Court Renovations	\$30,570.00
Alternate 2 – Site Furnishings	\$16,590.00
Alternate 3 – Landscaping	\$10,100.00
Alternate 4 – Irrigation	\$10,845.00
Alternate 5 – New Garage Pedestrian Access (Stair #7)	
WI-20 – Protected Pedestrian Access Route	\$15,520.00
WI-45 – Provide Level 1 Stairway Access at NE Corner to Colfax Avenue	\$7,420.00
WI-52 – New Canopy	\$4,180.00
WI-53 – Mullion/Framing Structure w/Perf Aluminum Panels & Cast Alum Letters	\$106,295.00
Alternate 6 – Cornice Assembly	\$29,100.00
Alternate 7 – New Fabricated Metal Façade	\$(1,500.00)
Alternate 8 – Interior Signs	\$44,460.00
Alternate 9 – Replace Overhead Coiling Grille at South Vehicle Entry Lane	\$6,380.00
Alternate 10 – Interior Painting	\$250,000.00
Alternate 11 – Lobby Ceiling	\$8,280.00
Alternate 12 – New Interior Stair (#8)	\$13,100.00
Alternate 13 – Illuminated Signs	\$7,160.00

CASTEEL CONSTRUCTION CORPORATION

23186 West Ireland Road
South Bend, Indiana 46614

Bid was signed by: Mr. R. V. Casteel
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed

Five percent (5%) Bid Bond was submitted

BID: Base Bid - \$1,057,000.00

Alternate 1 – Woodward Court Renovations	\$32,300.00
Alternate 2 – Site Furnishings	\$14,500.00
Alternate 3 – Landscaping	\$9,200.00
Alternate 4 – Irrigation	\$7,200.00
Alternate 5 – New Garage Pedestrian Access (Stair #7)	\$135,200.00
WI-20 – Protected Pedestrian Access Route	\$25,200.00
WI-45 – Provide Level 1 Stairway Access at NE Corner to Colfax Avenue	\$10,000.00
WI-52 – New Canopy	\$5,000.00
WI-53 – Mullion/Framing Structure w/Perf Aluminum Panels & Cast Alum Letters	\$95,000.00
Alternate 6 – Cornice Assembly	\$28,600.00
Alternate 7 – New Fabricated Metal Façade	\$(1,400.00)
Alternate 8 – Interior Signs	\$51,700.00
Alternate 9 – Replace Overhead Coiling Grille at South Vehicle Entry Lane	\$5,900.00
Alternate 10 – Interior Painting	\$204,000.00
Alternate 11 – Lobby Ceiling	\$8,500.00
Alternate 12 – New Interior Stair (#8)	\$9,200.00
Alternate 13 – Illuminated Signs	\$7,800.00

APPROVAL OF MARCH/TRANSIENT MERCHANT LICENSE

The following March and Transient Merchant License were approved:

Martin Luther King March	South Bend Heritage Foundation	East on Jefferson Street From the County City Building to Century Center	January 16, 2006 – 1:00 p.m. to 1:30 p.m.	Ratified Motion by Gilot; Seconded by Littrell
Transient Merchant License	Super Liquidation Sale – Century Center	The X Factor	January 13-15, 2006	Ratified Motion by Gilot; Seconded by Littrell

The Clerk was instructed to post the agenda and notify the media and other persons who have requested notice of the meeting agenda. No other business came before the Board. The meeting adjourned at 11:30 a.m.

BOARD OF PUBLIC WORKS

Gary A. Gilot, President

Carl P. Littrell, Member

Donald E. Inks, Member

ATTEST:

Angela K. Jacob, Clerk

REGULAR MEETING

JANUARY 23, 2006

The regular meeting of the Board of Public Works was convened at 9:35 a.m. on Monday, January 23, 2006 by Board President Gary A. Gilot, with Mr. Carl P. Littrell and Mr. Donald E. Inks Present. Also present was Attorney Shawn Peterson. Board Attorney Thomas Bodnar was not present.

AGENDA ITEM ADDED

Upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the following item was added to the agenda:

- Assign Area Plan as Agent to Engman Natatorium

APPROVE MINUTES OF PREVIOUS MEETING

Upon a motion made by Mr. Littrell, seconded by Mr. Inks, and carried, the minutes of the public agenda session and the regular meeting of the Board held on January 5 and January 9, 2006 were approved.

OPENING OF BIDS – SALE OF ABANDONED VEHICLES

This was the date set for receiving and opening of sealed bids for the above referred to vehicles. The Clerk tendered proofs of publication of Notice in the South Bend Tribune and the Tri-County News, which were found to be sufficient. One (1) bid was submitted replacing (one) other bid; the Board did not have sufficient information to replace the unidentified bid. The following bids were opened and publicly read:

JOE CLEMONS

8169 North Oak Avenue
Walkerton, Indiana 46574

BID:

No.	Make of Vehicle	Year	Bid
9	BLACK MITSUBISHI CONQUEST	1987	\$76.00
11	RED FORD PROBE	1994	\$141.00
12	SILVER DODGE NEON	1995	\$137.50

AMY J. GRAD

8169 North Oak Avenue
Walkerton, Indiana 46574

BID:

No.	Make of Vehicle	Year	Bid
11	RED FORD PROBE	1994	\$141.00
12	SILVER DODGE NEON	1995	\$141.00

DAVID P. FODROCI
19844 Southland Avenue
South Bend Indiana 46614

BID:

No.	Make of Vehicle	Year	Bid
2	RED MITSUBISHI ECLIPSE	1990	\$137.50
9	BLACK MITSUBISHI CONQUEST	1987	\$161.50

INDIANA AUTO PARTS
3300 South Main Street
South Bend, Indiana 46614

BID:

No.	Make of Vehicle	Year	Bid
1	RED CHEVROLET CORSICA	1991	\$78.60
2	RED MITSUBISHI ECLIPSE	1990	\$110.60
3	BLUE CADILLAC FLEETWOOD	1984	\$165.50
4	WHITE FORD TAURUS	1991	\$78.60
5	WHITE LINCOLN CONTINENTAL	1990	\$78.60
6	BURGUNDY PLYMOUTH LASER	1990	\$78.60
7	RED FORD EXPLORER	1992	\$145.00
8	GRAY FORD ECONOLINE	1992	\$210.00
9	BLACK MITUBISHI CONQUEST	1987	\$145.60
10	SILVER OLDSMOBILE CUTLESS	1990	\$78.60
11	RED FORD PROBE	1994	\$138.60
12	SILVER DODGE NEON	1995	\$102.50
13	BLACK JEEP WAGONEER	1987	\$162.70

J. HINES
11394 E400N
Grovertown, Indiana 46531

BID:

No.	Make of Vehicle	Year	Bid
1	RED CHEVROLET CORSICA	1991	\$150.00
2	RED MITSUBISHI ECLIPSE	1990	\$125.00
3	BLUE CADILLAC FLEETWOOD	1984	\$160.00
4	WHITE FORD TAURUS	1991	\$125.00

No.	Make of Vehicle	Year	Bid
5	WHITE LINCOLN CONTINENTAL	1990	\$125.00
6	BURGUNDY PLYMOUTH LASER	1990	\$125.00
7	RED FORD EXPLORER	1992	\$250.00
8	GRAY FORD ECONOLINE	1992	\$350.00
9	BLACK MITSUBISHI CONQUEST	1987	\$125.00
10	SILVER OLDSMOBILE CUTLASS	1990	\$125.00
11	RED FORD PROBE	1994	\$125.00
12	SILVER DODGE NEON	1995	\$125.00
13	BLACK JEEP WAGONEER	1987	\$150.00

Upon a motion made by Mr. Littrell, seconded by Mr. Inks, and carried, the above bids were referred to Code Enforcement for review and recommendation.

APPROVAL OF REQUEST TO REJECT BIDS – IRELAND/MIAMI & CHIPPEWA BASIN IMPROVEMENTS – PROJECT NO. 108-008

Upon a motion made by Mr. Gilot, and seconded by Mr. Inks, and carried, the request to reject all bids for the above referred to project was approved.

AWARD PROPOSAL/CONTRACT – SECURITY SERVICES – MORRIS PERFORMING ARTS CENTER AND PALAIS ROYALE

Upon a motion made by Mr. Gilot, and seconded by Mr. Inks, and carried, the above contract was approved for Security Services for Morris Performing Arts Center and Palais Royale for ESG Security Services to act as an agent for services.

APPROVE REQUEST TO ADVERTISE FOR RECEIPT OF BIDS – SALE OF ABANDONED VEHICLES

Ms. Kathy Eli, Department of Code Enforcement, requested permission to advertise for the sale abandoned vehicles, which are being stored at Super Auto Salvage Corporation, 3300 South Main Street, South Bend, Indiana. It was noted that all vehicles have been stored more than fifteen (15) days, identification checks had been run for auto theft and the owners and lien holders notified. Upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the above request was approved.

DISPOSAL OF REAL PROPERTY/EXCHANGE OF REAL PROPERTY – NEAR IRONWOOD BASIN

Mr. Littrell stated a public hearing will be required for the solicitation of proposals for the sale of real property. This transaction will be for the exchange of property of equal value. The City of South Bend will provide a retention basin in this area. The Clerk of the Board was requested to advertise and solicit proposals for exchange of property of equal value. Upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the request to dispose of real property in exchange for real property was approved. The Clerk was instructed to prepare the necessary documents to proceed with the public hearing and disposal/exchange of property, once the information was submitted.

CLARIFY BOARD ACTION – FORMER OLIVER SCHOOL DEVELOPMENT - PARTNERS IN CHARITY

Mr. Gilot stated the Board recently rejected two proposals for this project. It was noted that “Partners in Charity” was not to be rejected. Therefore, the Board is clarifying that “Partners in Charity” is not a rejected proposal and Community and Economic Development will continue negotiations with them. Upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the Board action was clarified.

APPROVE FINAL CHANGE ORDER AND PROJECT COMPLETION AFFIDAVIT – INTERSECTION IMPROVEMENTS – BENDIX AND LINCOLNWAY WEST – KANKAKEE VALLEY CONSTRUCTION – PROJECT NO. 100-032 (AIRPORT EDA/TIF)

Mr. Gilot advised that Mr. Toy Villa, Engineering, has submitted the Final Change Order on behalf of Kankakee Valley Construction, Post Office Box 1471, LaPorte, Indiana, indicating that the Contract amount be decreased \$3,340.72 for a new Contract sum including this Change Order in the amount of \$365,263.73. Additionally submitted was the Project Completion Affidavit indicating this new final cost. Upon a motion made Mr. Inks, seconded by Mr. Littrell, and carried, the Final Change Order and Project Completion Affidavit was approved.

APPROVAL FINAL CHANGE ORDER AND PROJECT COMPLETION AFFIDAVIT – WAYNE STREET GARAGE WATERPROOFING – STRUCTURAL PRESERVATION SYSTEMS, INC. – PROJECT NO. 105-061

Mr. Gilot advised that Mr. Toy Villa, Engineering, has submitted the Final Change Order on behalf of Structural Preservation Systems, Inc., indicating that the Contract amount be decreased \$2,341.92 for a new Contract sum including this Change Order in the amount of \$70,446.08. Additionally submitted was the Project Completion Affidavit indicating this new final cost. Upon a motion made Mr. Gilot, seconded by Mr. Inks, and carried, the Final Change Order and Project Completion Affidavit was approved.

APPROVAL OF CONTRACTS/AGREEMENTS/PROPOSALS/ADDENDA

The following Contracts/Agreements/Proposals/Addenda were approved by the Board of Public Works:

Type	Description	Contractor/ Business	Amount	Motion/ Carried
Addendum I	Northeast Neighborhood Revitalization	South Bend Heritage Foundation	Time Extension to December 31, 2006	Gilot/Inks
Addendum II	Near West Side Acquisition Rehabilitation	South Bend Heritage Foundation	Time Extension to June 30, 2006	Gilot/Inks
Addendum I	Training, Construction and Re-Store Center	Habitat for Humanity	Time Extension to January 31, 2006	Gilot/Inks
Addendum I	Near Northwest Neighborhood Revitalization Program	Near Northwest Neighborhood, Inc.	Time Extension to June 30, 2006	Gilot/Inks
Addendum II	Neighborhood Public Works	Community Development	Time Extension to June 30, 2006	Gilot/Inks
Addendum I	South Bend Home Improvement Program	Community Development	Time Extension to June 30, 2006	Gilot/Inks
Addendum II	80/20 Program	Community Homebuyers Corporation	Time Extension to September 30, 2006	Gilot/Inks
Contract	Wellness Program – Cholesterol and Glucose Screenings for City personnel	On-Site Solutions	See Contract	Gilot/Littrell – Subject to Legal Review
Engagement Letter	Bond Counsel for Issuance of Sewage	Baker & Daniels	Not to exceed	Gilot/Littrell – Subject to Legal

Type	Description	Contractor/ Business	Amount	Motion/ Carried
	Works Revenue Bond		\$26,500.00	Review
Proposal	Professional Services – Notre Dame Trunk Sanitary Sewer	Lawson Fisher Associates	\$320,000.00	TABLED Inks/Gilot
Proposals	Metronet Lateral Fiber/Interior Wiring and Enclosure	Trans Tech Electric		TABLED/ALL PROPOSALS – Inks/Littrell
Matching Grant Agreement	Professional Design Services – Portage Avenue Corridor – Streetscape Improvements	Crumlish & Crumlish	\$5,000.00	Inks/Littrell
Contract	Ironwood/McKinley Intersection Design	DLZ Indiana	\$16,000.00	Gilot/Littrell
Amended Agreement	Special Exception/Variance Petition Proposal for the Chapin street Fire Station Project at S.E. Corner of Lincolnway West/Chapin	Danch, Harner & Associates	\$2,750.00	Gilot/Littrell (Not Original Agreement signed)
Lease Agreement	Parking Garage	TRANSCO Corporation		Inks/Littrell
Agreement	Sewer Extensions – Terre Verde Hills Subdivision	Portage Realty	Reimburse- ment to City	Inks/Littrell
Agreement	Water Extensions – Terre Verdi Hills Subdivision	Portage Realty	Reimburse- ment to City	Inks/Littrell
Uniform Conflict of Interest Disclosure Statement		M. Catherine Fanello		Filed Gilot/Inks

APPROVAL OF PROCESSIONS/GARAGE SALE

Upon a motion made by Mr. Inks, seconded by Mr. Littrell and carried, the following processions and garage sale were approved:

REQUEST	SPONSOR	LOCATION	DATE/TIME	COMMENTS
Ride for Kids	Pediatric Brain Tumor Foundation	Pinhook Park	July 9, 2006 – 7:30 a.m. to 1:00 p.m.	Favorable Recommendations
St. Patrick’s Day Parade	Shamrock Club of Notre Dame	Jefferson Boulevard from Francis Street to St. Joseph Street	March 11, 2006, - 9:00 a.m. to 12:30 p.m.	Favorable Recommendations
World’s Largest Garage Sale	South Bend Park and Recreation Department	Parking Garage – Wayne and St. Joseph Streets	June 3, 2006 – 5:00 a.m. – 5:00 p.m.	Favorable Recommendations

APPROVAL OF ASSIGNMENT OF AREA PLAN AS AGENT FOR ENGMAN NATATORIUM ZONING CHANGE

Mr. Gilot stated the South Bend Heritage Foundation has requested that the Board of Public Works assign the Area Plan Commission as an agent to change the zoning for the Engman Natatorium. Upon a motion made by Mr. Inks, seconded by Mr. Littrell and carried, the request was approved.

RESOLUTION NO. 1-2006 – WRITE OFF OF 2005 ACCOUNTS RECEIVABLE

Upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the following Resolution was adopted by the Board of Public Works.

RESOLUTION NO. 1-2006

WHEREAS, the City of South Bend, Bureau of Water Works, through utility billing, charged customers for various provided services; and

WHEREAS, the attached document listing are the customer accounts aged one year, unsuccessfully collected and the accounts receivable written off; and

WHEREAS, the Indiana State Board of Accounts has instructed the City to write off all uncollectible accounts after every attempt to collect them has been made; and

WHEREAS, the City of South Bend, by and through its Board of Public Works, desires to write off the accounts listed on the attached documents.

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works of the City of South Bend, that the attached documents totaling \$ 308,814.28, be reflective of the 2005 accounts receivable write off accounts.

ADOPTED this 23rd day of January 2006.

BOARD OF PUBLIC WORKS

s/Gary A. Gilot, President

s/Carl P. Littrell, Member

s/Donald E. Inks, Member

ATTEST:

s/Angela K. Jacob, Clerk

RESOLUTION NO. 2-2006 – WRITE OFF OF 2005 UTILITY FIXED ASSETS

Upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the following Resolution was adopted by the Board of Public Works.

RESOLUTION NO. 2-2006

WHEREAS, the City of South Bend Water and Sewage Utility, by and through its Board of Public Works, desires to dispose of and write off the capital assets listed on the attached documents.

NOW, THEREFORE, BE IT RESOLVED by the Board of Public Works of the City of South Bend, that the attached documents totaling a Net Book Value of \$118,378, be reflective of the Utility Capital Asset Disposal and Write Off for 2005.

ADOPTED this 23rd day of January, 2006.

BOARD OF PUBLIC WORKS

s/Gary A. Gilot, President

s/Carl P. Littrell, Member

s/Donald E. Inks, Member

ATTEST:

s/Angela K. Jacob, Clerk

APPROVE TRAFFIC CONTROL DEVICES

Upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the following traffic control devices were approved:

New Installation – Handicapped Accessible Parking Space Signs	709 South Gladestone Avenue	All Criteria Has Been Met
New Installation – Two Hour Parking Limit Sign	2700 South Main Street	
New Installation – No Parking Sign	North Curb of LaSalle, 200 Feet West of LaPorte	

APPROVE LETTERS OF CREDIT

Mr. Tony Molnar, Division of Engineering, submitted the following Letters of Credit to the Board and recommended approval:

Lafayette Falls Section IV
\$59,339.00 – Performance Bond in lieu of Letter of Credit
Kendall Weiss, LLP

Willowgate Trails, Phase I
\$140,200.00 – Expires June 13, 2006
Green Label Development, LLC

Staffordshire Section II
\$75,900.00 – Expires November 30, 2006
Tampico Development, LLC

Mr. Gilot made a motion that the Letters of Credit, as outlined above, be approved. Mr. Littrell seconded the motion, which carried.

APPROVE CLAIMS

Mr. Gilot stated that the following claims were submitted to the board for approval:

Name	Amount of Claim	Date
City of South Bend	\$1,856,125.98	January 23, 2006
City of South Bend	\$2,148,055.69	January 16, 2006
St Joseph County Housing Consortium	\$232.20	December 15, 2005
St. Joseph County Housing Consortium	\$739.22	January 4, 2005
St. Joseph County Housing Consortium	\$213.81	December 15, 2005
St. Joseph County Housing Consortium	\$150.15	December 15, 2005
St. Joseph County Housing Consortium	\$153.21	December 15, 2005
St. Joseph County Housing Consortium	\$2,247.12	December 15, 2005
St. Joseph County Housing Consortium	\$8,581.63	December 15, 2005
St. Joseph County Housing Consortium	\$180.17	December 15, 2005
St. Joseph County Housing Consortium	\$528.00	December 15, 2005
St. Joseph County Housing Consortium	\$33,345.58	January 4, 2005
St. Joseph County Housing Consortium	\$675.87	January 4, 2005
St. Joseph County Housing Consortium	\$672.25	January 4, 2005
St. Joseph County Housing Consortium	\$787.00	January 6, 2005
St. Joseph County Housing Consortium	\$3,019.00	January 4, 2006
St. Joseph County Housing Consortium	\$5,751.00	January 4, 2006
St. Joseph County Housing Consortium	\$5,850.00	January 4, 2006
St. Joseph County Housing Consortium	\$4,932.00	January 4, 2006
St. Joseph County Housing Consortium	\$240.09	January 5, 2006
St. Joseph County Housing Consortium	\$16,363.09	January 5, 2006
St. Joseph County Housing Consortium	\$104.75	January 5, 2006
St. Joseph County Housing Consortium	\$93.71	January 5, 2006
St. Joseph County Housing Consortium	\$1,176.27	January 5, 2006
St. Joseph County Housing Consortium	\$324.54	January 5, 2006
St. Joseph County Housing Consortium	\$5,588.21	January 5, 2006
St. Joseph County Housing Consortium	\$49.28	January 5, 2006
St. Joseph County Housing Consortium	\$264.58	January 12, 2006
St. Joseph County Housing Consortium	\$751.05	January 12, 2006
St. Joseph County Housing Consortium	\$71.32	January 12, 2006
St. Joseph County Housing Consortium	\$236.83	January 12, 2006
St. Joseph County Housing Consortium	\$327.93	January 12, 2006
St. Joseph County Housing Consortium	\$11,925.25	January 12, 2006
St. Joseph County Housing Consortium	\$727.08	January 12, 2006

Name	Amount of Claim	Date
St. Joseph County Housing Consortium	\$15,385.57	January 12, 2006
St. Joseph County Housing Consortium	\$17,000.00	January 12, 2006
St. Joseph County Housing Consortium	\$4,720.00	January 12, 2006

Mr. Gilot made a motion that the claims be approved and the reports as submitted be filed. Mr. Inks seconded the motion, which carried.

ADJOURNMENT

There being no further business to come before the Board, upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the meeting adjourned at 10:15 a.m.

BOARD OF PUBLIC WORKS

Gary A. Gilot, President

Carl P. Littrell, Member

Donald E. Inks, Member

ATTEST:

Angela K. Jacob, Clerk